

Return Address: City Clerk
City of Bremerton
239 Fourth Street
Bremerton, WA 98337

AUDITOR/RECORDER'S INDEXING FORM

Document Title(s): 1. Utility Easement
Reference Number(s) of Documents assigned or released: <u>N/A</u>
Grantor(s): 1. Hsiao-Ming Ho <input type="checkbox"/> Additional names on page _____ of document.
Grantee(s): 1. The City of Bremerton <input type="checkbox"/> Additional names on page _____ of document.
Legal Description: Ptn Gov't Lot 1 S32 T24N R1E, W.M. Kitsap County, WA (abbreviated) <input checked="" type="checkbox"/> Additional legal is on page <u>Exhibit A</u> of document.
Assessor's Property Tax Parcel/Account Number: 322401-1-092-2006
Project Name:

UTILITY EASEMENT

(Individual)

THIS INSTRUMENT made this _____ day of February, 2010, by and between Hsiao-Ming Ho, in Trust for the Sesko Family Trust (hereinafter "Grantor") and the **CITY OF BREMERTON**, a Washington municipal corporation of Kitsap County, State of Washington (hereinafter "Grantee").

WITNESSETH that Grantor for and in consideration of mutual benefits derived and/or other valuable consideration, receipt of which is hereby acknowledged by Grantor, do by these presents grant, bargain, sell, convey, and confirm forever unto Grantee, its successors and/or assigns, a utility easement for sewer, water, stormwater and/or other municipal utilities, with necessary appurtenances, including but not limited to the three vaults already installed, over, through, across and upon the following described property situated in Kitsap County, Washington, more particularly described as follows:

SEE EXHIBIT "A" ATTACHED

Grantee shall have the right, without prior institution of suit or proceeding at law, at times as may be necessary, to enter upon the above-referenced property and immediately adjacent incidental areas with the necessary equipment for the purposes of altering, installing, operating, maintaining, extending, constructing, repairing, and reconstructing the utility/utilities, or making connections to that system, without incurring any legal obligation or liability; provided, however, that the private improvements existing within this easement area and the immediately adjacent incidental areas shall not be disturbed or destroyed, or in the event they are disturbed or destroyed, they will be replaced in as good a condition as they were immediately before the properties were entered upon by the Grantee.

Grantor shall retain the right to use the surface of this easement, including the immediately adjacent incidental areas, so long as that use is not inconsistent with and does not interfere with rights and uses granted to Grantee described in this document. Under no circumstances shall Grantor place any cement, concrete, structure or any other objects on the property described in this easement or the immediately adjacent incidental areas in a manner that would interfere with Grantee's use of the easement.

This easement shall be a covenant running with the land, and shall bind Grantor's successors and assigns and all future owners of the real property affected by this easement.

GRANTOR:

Hsiao-Ming Ho

DATE: _____

(Notary Acknowledgment Appears on Next Page)

STATE OF WASHINGTON)
) ss.
COUNTY OF KITSAP)

On this _____ day of February, 2010, before me a Notary Public in and for the State of Washington, personally appeared Hsiao-Ming Ho, in Trust for the Sesko Family Trust to me known to be the individual(s) that executed the foregoing instrument, and acknowledged it to be the free and voluntary act, for the uses and purposes mentioned in this instrument, and on oath stated that he/she/they were authorized to execute said instrument.

<i>-Notary Seal Must Appear Within This Box-</i>	
IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.	
_____	_____ _____ NOTARY PUBLIC, in and for the State of Washington, residing at _____
	My appointment expires _____

APPROVED AS TO FORM:

ROGER A. LUBOVICH
City Attorney

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